

104TH CONGRESS
2D SESSION

S. 1943

To amend the Fair Labor Standards Act of 1938 to exempt inmates from the minimum wage and maximum hour requirements of such Act, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JULY 11, 1996

Mr. GRAHAM (for himself, Mr. REID, Mr. DEWINE, Mr. DORGAN, Mr. MACK, Mr. BRYAN, and Mr. CONRAD) introduced the following bill; which was read twice and referred to the Committee on Labor and Human Resources

A BILL

To amend the Fair Labor Standards Act of 1938 to exempt inmates from the minimum wage and maximum hour requirements of such Act, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. EXEMPTION.**

4 (a) IN GENERAL.—Section 13(a) of the Fair Labor
5 Standards Act of 1938 (29 U.S.C. 213(a)) is amended—

6 (1) by striking the period at the end of para-
7 graph (16) and inserting “; or”; and

1 (2) by adding at the end thereof the following
2 new paragraph:

3 “(17) any individual who is an inmate of a
4 penal or other correctional institution and who par-
5 ticipates in a correctional work program, that is
6 sanctioned by a Federal or State corrections agency
7 or that is administered by a nonprofit organization
8 authorized by State law to conduct a correctional
9 work program on behalf of the State, except that
10 this paragraph shall not apply to a convict or pris-
11 oner who participates in a prison work pilot program
12 pursuant to section 1761(c) of title 18, United
13 States Code.”.

14 (b) APPLICATION.—The amendment made by sub-
15 section (a)(2) shall take effect as if enacted on the date
16 of enactment of the Fair Labor Standards Act of 1938
17 (29 U.S.C. 201 et seq.).

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